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IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

copy (14)

JUDGE'S COPY
JOHN RICHARD JAE

CIVIL No. 13-400

Plaintiff,

VS.

JUDGE RAMBO
Magistrate Judge Smy

KENNETH H.D. KYLER et al.,

Defendants.

FILED
HARRISBURG

AUG 6 2001

MARY E. D'ANDREA, CLERK
Per *[Signature]*
DEPUTY CLERK

MOTION FOR SANCTIONS ON DEFENDANTS
AND TO HOLD AFFIANT SHARON SEBEK
IN CONTEMPT AND IMPOSE A FINE AND
BRIEF IN SUPPORT

Comes now, the Plaintiff & Prosecution in the
above-entitled Civil Action, John Richard Jae, as a Lawyer
Unlettered in the Arts & Sciences of the Law & Legal
Procedures within the United States, who, pursuant to
Fed. R. Civ. P., Rule 11 & 28 U.S.C. § 1746, notifies
Motion For Sanctions on Defendant, And To Hold Affiant
Sebek in Contempt And Impose A Fine And
In Support, Herein, & who, avers, deposes & states

I- The motion

1. On or About June 8, 2001, Plaintiff John
Richard Jae, filed his Motion For Order of Court
Requiring SCI-Greene Prison Officials To Return To
Plaintiff all his Legal Materials, Court Case Files
And Law Books And To Provide Him With Enough Paper, Carbon Paper
Envelopes To Enable Him To meet Court Deadlines In This
Action For writ of Habeas Corpus in this case.

2. On or About July 17, 2001, Defendants, by counsel, filed Brief In Opposition To Plaintiff's Motion For Court Order Requiring Prison Officials To Return Plaintiff's Legal Materials And Provide Him With Writing Materials, herein this case.

3. On or About July 22, 2001, Plaintiff filed his Plaintiff's Reply Brief To Defendants' Brief In Opposition To Plaintiff's Motion For Court Order Requiring Prison Officials To Return Plaintiff's Legal Materials And Provide Him With Writing Materials, herein this case.

4. Attached to Defendants' Brief In Opposition To Plaintiff's Motion For Court Order Requiring Prison Officials To Return Plaintiff's Legal Materials And Provide Him With Writing Materials, among exhibits, is an Unsworn Declaration, by Sharon A. Sebek, Acting Librarian, here at SCI-Greene.

5. This is Plaintiff's Motion For Sanctions On Defendants And To Hold Affiant Sharon A. Sebek In Contempt And Impose A Fine And Brief In Support, by which Plaintiff moves this Court To Sanction the Defendants and to Sharon A. Sebek In contempt & fine her for filing / submitting an unsworn Declaration, which they / knows contains false information & statements for her committing perjury by such.

II. BRIEF IN SUPPORT

As stated above, this instant motion moves this Court to sanction the Defendants and to Sharon A. Sebek In contempt & fine her for filing / submitting an unsworn Declaration, which they / knows contains false information & statements for her committing perjury by such.

In contempt and impose a fine for the m/h her
 filing/submitting an unsu~~w~~ declaration which the p/h
 knows contains false information/statements & for
 committing perjury by such, based upon the
 which this Plaintiff sets forth on pp. 12 & 13
 his Plaintiff's Reply Answer To Defendants' Brief
 In Opposition To ~~Plaintiff's Motion~~ Motion For Court
 Requiring Prison Officials To Return Plaintiff's
 Materials And Provide Him With Writing Materials for
 this case, Defendants and Sharon A. Sebek
 deliberately and maliciously "lie" and commit per
 when Defendants state in their Brief In Opposition
 and Sharon A. Sebek states in her Unsworn
 Declaration, ^{2/3} that, "Any Requests for additional
 or carbon paper must be approved by the Superintendent
 that, "He is entitled to 10 free regular legal envelopes per
 month, and may purchase manilla envelopes with his
 funds," and that, - - - or purchased paper with his
 own funds," as the Defendants and Sharon A.
 know and are fully aware of the facts that: 1)
 DC-ADM. #803-VI-C-1, (which is the controlling
 Prison Policy on the Paper and Carbon Paper Issue)
 does not require this Plaintiff as an indigent inmate
 to have to request any additional paper nor carbon
 (his second Legal Pack for the month) from the warden
 here, and 2) this Plaintiff is totally without any funds
 money of his own with which to purchase additional
 paper and/or carbon paper and envelopes himself,
 I see Defendants' Brief In Opposition To Plaintiff's Motion For Court
 Requiring Prison Officials To Return Legal Materials And Provide Writing Materials at 4-5
 as a deliberate and malicious lie.

the Defendants and Sharon A. Sebek "have" chosen to deliberately & maliciously "lie" to & try to mislead the Court by falsifying evidence ^{they} submitted to the Court on this case sub judge & by so doing, the "have" committed perjury & should be held in contempt & sanctioned & fined by this Court.

Furthermore, Fed. R. Crim. P. 11(b) (2), (3) & (4) require that Counsel, by presenting such Brief and such Unsworn Declaration to this Court, is certifying that to the best of his knowledge, information, and belief formed after an inquiry reasonable under the circumstances:

- (2) the claims, defenses, and other legal contentions therein are warranted by existing law
- (3) the allegations and other factual contentions have evidentiary support and
- (4) the denials of factual contentions are warranted by evidence

and defense counsel in this case has violated the above & thus, he too, should be held in contempt & sanctioned & fined also, herein this case.

(W) HEREOF, based upon the above & foregoing, Plaintiff Prays that this Court will grant this Motion in full, as it sees fit: RESPECTFULLY SUBMIT

John Richard JAE
 (S) MR. JOHN RICHARD JAE
 #PR-3211
 SCI-Greene/SMU
 175 Progress Drive
 Waynesburg, PA 15370-8000

Dated: 31st JULY 2001: